

REMARKS

This is in response to the Election of Species Requirement mailed October 5, 2007. Claims 1-20 are pending. Applicants hereby elect, without traverse, the following species:

- List I: B. Step c) takes place after step b)
- List II: A. Adding to a microorganism's enrichment medium at lease one non-fluorescent substrate specific to enzymes
- List III: Xanthenes
- List IV: A. Fatty acid
- List V: A. Flow cytometry.

Applicants will request rejoinder of the non-elected subject matter and will perfect this request when the elected species are considered allowable.

Applicants also reserve the right to file one or more divisional applications directed to non-elected subject matter. With the entry of this amendment, claims 1-20 will be active in this case. Applicants respectfully request examination of the instant application on the merits in due course.

Should the Examiner believe that anything further is necessary in order to place this application in better condition for allowance, the Examiner is requested to contact the undersigned at the telephone number listed below.

In the event that additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned

under 37 C.F.R. § 1.136(a), and any fees required therefore are hereby authorized to be charged to our Deposit Account No. 01-2300 referencing docket number 029440.00009.

Respectfully submitted,

Date: November 2, 2007

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